

lars for other Districts, with good and sufficient surety or sureties to be approved by the Minister of the Interior, conditioned.

1. That he will faithfully and truly keep the records by this Act required to be kept.

2. That he will faithfully, promptly and truly account to all persons for whom he may sell property, and promptly pay to them all sums received by him for sales of the same, after deducting therefrom his commissions and expenses.

3. That he will not sell goods, wares, merchandise or other property, except at public auction.

4. That he will otherwise in all things conform to the laws relating to Auctioneers.

BOND ENFORCEABLE BY WHOM.

Section 29. The Minister, or by his written consent, any person whose property is sold by any auctioneer, concerning which property a record shall not have been kept as required by this Act; or concerning which such auctioneer shall otherwise have failed to fulfill the terms of his said bond, may prosecute such auctioneer under his bond, and recover thereon any actual loss caused to him, or sum due to him by such auctioneer, and also the sum of Five Dollars (\$5.) to the use of the Treasury for each item by this Act required to be entered in such record which is omitted therefrom, or which is entered therein incorrectly; and the license of such auctioneer may, in the discretion of any judge or court, be cancelled.

Section 30. In case suit on such bond shall be brought by any person other than the Minister, such suit shall be in the name and at the sole cost, charge and expense of such plaintiff.

COMMISSIONS AND EXPENSES.

Section 31. Every auctioneer may charge a commission of not more than five per cent, upon all sales and collections made by him; and the actual amounts paid by him for advertising the sale of any property sold, and any other expenses that may be especially agreed upon between him and the owner of the property to be sold, and may deduct such commission and expenses from the proceeds of any such sale.

WHO MAY SUE TO ENFORCE SALE OR COLLECT PRICE.

Section 32. Every auctioneer may sue in his own name any person purchasing property sold by him at auction, whether to enforce specific performance of the sale or to collect the purchase price thereof.

WHO MAY SELL WITHOUT A LICENSE.

Section 33. Nothing in this Act, or in any law relating to Auction Licenses, shall be construed to extend to or affect sales at auction made by the Marshal or any Sheriff, Deputy Sheriff, Constable, Pound Master, Tax Collector, or other public officers; or by any Executor, Administrator, Guardian, Assignee, or other person who may be required or authorized by law to sell any property at auction, and who shall under such authority so sell such property.

AGENT OR ASSISTANT.

Section 34. Any auctioneer may appoint any agent or assistant to act for him in the conduct of his auction business, for all of the acts of whom he shall be responsible in the same manner as though they were done personally by himself.

BANKING.

FEE.

Section 35. The annual fee for a Banking License shall be Seven Hundred and Fifty Dollars.

DEFINITION.

Section 36. The term "Banking" for the purposes of this Act, shall mean the engaging in, buying or selling drafts or bills of exchange on banks or persons in other countries, or the receiving of deposits and paying of checks thereon.

Any person holding a Banking License may also under such license loan his own money, or collect for, or receive, or take the money of another, and loan or advance the same to another, or other, charging a higher rate of interest than is allowed to the depositor; or may loan the moneys of another, or negotiate a loan to or from another, for a commission or other compensation.

BILLIARDS AND BOWLING ALLEYS.

FEE.

Section 37. The annual fee for a license to keep a Billiard Table or a Bowling Alley, to be used for hire or pay, shall be Twenty-five Dollars for each such table or alley.

Section 38. The Minister shall have power to prescribe such regulations for the keeping of Billiard Tables and Bowling Alleys as he may deem necessary and proper for the public good; and the violation of any such regulations shall, in the discretion of the Court, work a forfeiture of the license.

Section 39. Nothing herein contained shall be construed as applying to any Billiard Table or Bowling Alley kept by any person for private use.

BOATS AND BOATMEN.

FEE.

Section 40. The annual fee for a license to ply a boat for hire in the harbor of Honolulu, Lahaina, Hilo or Kahului, shall be Eight Dollars for every boat with four or more oars; and Four Dollars for every boat with less than four oars.

RATES OF FARE.

Section 41. The owner of any boat licensed for the harbor of Honolulu, shall be entitled, if hired on time, to charge One Dollar for each passenger for the first hour, and fifty cents for each succeeding hour, if the boat have four or more oars; and only half of such fare if the boat has less than four oars.

If hired by distance, twenty-five cents for each passenger to or from any ship or point within the inner buoy; fifty cents to or from any ship or point between the inner and outer buoys; and one dollar to and from any ship or point in the anchorage outside of the buoys, if the boat have four oars; and half of said fares if the boat have less than four oars.

Provided always, that if the boat shall be detained by any passenger alongside of any ship or at any point over fifteen minutes, the owner shall be entitled to charge fifty cents additional for every half hour or portion thereof of such detention.

BAGGAGE AND FREIGHT.

Section 42. Every person hiring any such boat shall be entitled to carry with him, free of charge, one hundred pounds of baggage or goods, and no more; and for all extra baggage or goods he shall pay according to agreement with the person plying the boat.

BOATS SUBJECT TO PUBLIC USE.

Section 43. The owner of any licensed boat shall, upon the written order of the Minister of the Interior, furnish such boat, with the proper number of oarsmen, for the public service, at the rate of four dollars per day for any boat with four oars, and two dollars per day for any boat with less than four oars.

NUMBER ON BOWS.

Section 44. The owner of every licensed boat shall have and keep the number of her license painted conspicuously on both of her bows.

BOATMEN.

Section 45. The annual fee for a license to engage in the business of boatman in any boat to be used for hire in the harbor of Honolulu, shall be one dollar.

BADGE.

Section 46. Every licensed boatman shall provide himself with a badge upon which must be plainly marked a number, which badge must at all times when the boatman is employed, be conspicuously displayed. Such badges shall be furnished by the Minister at cost.

MINISTER MAY MAKE RULES.

Section 47. The Minister may from time to time make rules to be observed by the licensed boats and boatmen, which rules shall be published in some newspaper, and shall then have the force and effect of laws.

PENALTIES.

Section 48. Any person who shall act as a boatman in any boat plying for hire in the harbor of Honolulu without a license; or who, being licensed, shall violate or fail to observe any of the requirements of this Act, or of the Rules prescribed by the Minister under this Act;

Or any owner or person in charge of a licensed boat; who shall refuse to take a passenger at the rates herein prescribed;

Or who shall charge any person more than said rates;

Or who shall knowingly convey any woman on board of any vessel for the purposes of prostitution; or any person flying from the Republic to escape justice, or the payment of his debts;

Or who shall assist with his boat any sailor deserting from any vessel;

Or who shall communicate with any vessel placed under quarantine, shall be fined not less than five nor more than fifty dollars; and in the discretion of the Court, the license of such boatman to ply such boat, may be cancelled.

Any person plying a boat for hire in the harbor of Honolulu, Lahaina, Hilo or Kahului, without being licensed, shall be fined not less than five nor more than fifty dollars.

BUTCHER—BEEF.

FEES.

Section 49. The annual fee for a license to slaughter and sell beef, shall be One Hundred Dollars for the District of Honolulu, and Twenty Dollars for all other districts.

Section 50. The annual fee for a license to sell beef in the District of Honolulu, shall be Twenty Dollars.

BOND TO SECURE RECORD BEING KEPT.

Section 51. Upon granting such a license, the Minister shall exact from the licensee a bond in the penal sum of Five Hundred Dollars, with good and sufficient surety, to be approved by the Minister, conditioned that such licensee will keep a full and accurate record concerning every animal which he may purchase, kill or sell; and that he will at all times during regular business hours keep such record open for the inspection of all who may desire to examine the same.

Such record shall contain:

1. The sex of the animal.
2. The brand or brands on the animal, stating the position on the animal, of such brand.
3. The principal color or colors of the animal.
4. The name of the person or persons who sold the animal to him.
5. The date when the animal was sold to him.
6. The date when the animal was delivered to him.
7. The date when the animal was killed.

WHO MAY ENFORCE BOND.

Section 52. The Minister, or with his written consent, any person owning any animal purchased, sold or killed by any licensed butcher, concerning which a record as prescribed by this Act has not been kept, may prosecute such licensed butcher under his bond and recover thereon, to the benefit of the Treasury, the sum of not less than five dollars nor more than fifty dollars, for each item by this Act required to be entered in

such record which is omitted therefrom, or which is entered therein incorrectly; and the license of such butcher may, in the discretion of any judge or court, be cancelled.

BUTCHER—PORK.

FEES.

Section 53. The annual fee for a license to slaughter and sell pork, shall be Forty Dollars for the District of Honolulu, and Twenty Dollars for all other districts.

Section 54. The annual fee for a license to sell pork in the District of Honolulu shall be Twenty Dollars.

Section 55. The provisions of the last two preceding sections, shall not be held to apply to the sale of pork which is "kaluaed" or cooked in the Hawaiian style.

COMMERCIAL TRAVELERS.

Section 56. The annual fee for a license to solicit or order, or sell goods, wares or merchandise by sample, by any person representing any foreign house, company, or corporation which does not hold a merchandise license, shall be Five Hundred Dollars for the Island of Oahu, and Two Hundred and Fifty Dollars for each other Island of the Republic; Oahu excepted.

FIRE-ARMS.

HUNTING LICENSES ON OAHU.

Section 57. The annual fee for a license to hunt with fire-arms upon the Island of Oahu, shall be Five Dollars.

The Minister may, in his discretion, refuse to issue a license to hunt with fire-arms under this Act, to any person who has been convicted of violating any of the provisions of any law for the protection of game.

PENALTY.

Section 58. Any person who shall hunt in said Island, with fire-arms, without a license under this Act, allowing him so to do; or who, being licensed to hunt, shall hunt with any unlicensed fire-arms, shall be fined not less than Five nor more than Fifty Dollars.

FIRE-ARM LICENSE.

Section 59. Except as hereinafter otherwise provided, the annual fee for a license to possess, carry or use a pistol, rifle, carbine, shotgun or other fire-arm, shall be one dollar for each such fire-arm.

ARMS TO BE LICENSED.

Section 60. Except as hereinafter provided, no fire-arm shall be possessed, carried or used in the Republic without a license issued under this Act.

FACTS TO BE ENUMERATED IN THE LICENSE.

Section 61. Each such license shall enumerate:

1. The name of the licensee, his nationality and residence, whether or not he is a member of the Police, Citizens' Guard or any military organization and if so, what organization, giving the company or squad;
2. The character of the fire-arm licensed.
3. The name of the maker;
4. The maker's number;
5. The calibre of the fire-arm.

RICE BIRD GUNS EXEMPTED.

Section 62. Nothing herein contained shall require a license to be taken out for any single-barrel muzzle-loading shotgun in actual use on any rice plantation for the purpose of scaring away birds from the rice fields.

POLICE AND MILITARY EXEMPTED FROM FEE.

Section 63. All members in good and regular standing, of the Police Force, of the Citizens' Guard, or of any legally authorized military organization, shall be exempted from the payment of any fee for a license or licenses to possess, carry or use fire-arms, issued under this Act; but in order to secure exemption they shall produce to the Minister a certificate from the commanding officer of the organization to which they belong, certifying to such membership, and to the description of such fire-arm or fire-arms.

ARMS ON OTHER ISLANDS.

Section 64. For the purpose of convenience, and to prevent the necessity of sending arms to Oahu, any resident of any other island may forward, through the Sheriff of the island upon which he resides, an application for a license, upon a blank to be provided by the Minister for such purpose, which application shall set forth the facts hereinbefore required to be enumerated in the license.

Upon receipt of such application, countersigned by the Sheriff of the island from which it comes, the Minister shall issue a license in conformity herewith, and forward the same to the Sheriff from whom it was received, who shall deliver it to the licensee.

EVIDENCE OF POSSESSION.

Section 65. The existence of an unlicensed fire-arm in the room, building, or upon the premises of any person, shall be prima facie evidence that such fire-arm is in the possession of the person owning, renting, leasing or occupying the room, building or premises in or upon which such fire-arm is found.

PENALTY.

Section 66. Any person who shall possess, carry, or use any fire-arm, without a license so to do under this Act, shall be fined not less than Five nor more than One Hundred Dollars for each unlicensed fire-arm possessed, carried or used by him, and such or any unlicensed fire-arm shall be forfeited to the Government.

LIVERY STABLE.

Section 67. The annual fee for a license to carry on the business of a Livery Stable, shall be Fifty Dollars for the Dis-